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**Joseph J. Mulieri**  
Director  
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DOCKET FILE COPY ORIGINAL

**RECEIVED**

SEP - 9 1997

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

September 9, 1997

**Mr. William F. Caton**  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Rm. 222  
Washington, D.C. 20554

**Re: Request for Limited Modification of LATA Boundary to Provide ELCS From the Bell Atlantic-Virginia, Inc. (BA-VA) Cumberland Exchange to Central Telephone Company of Virginia's Prospect Exchange; CC Docket No. 96-159**

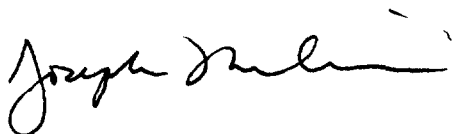
Dear Mr. Caton:

Bell Atlantic-Virginia, Inc. (BA-VA) hereby submits this request for a LATA boundary modification to provide expanded local calling service (ECLS) from its Cumberland exchange to Central Telephone Company of Virginia's Prospect exchange.

In its order released July 15, 1997<sup>1</sup> ("Order"), the Commission established an ongoing process for requesting LATA boundary modifications to provide ELCS. This request is filed pursuant to the provisions contained in that order. Attached please find the support documentation required by the Commission to approve the requested modification.

Should you have any questions regarding this material please do not hesitate to contact me.

Sincerely,



Attachment

cc: **G. Matise**  
**A. Thomas**

<sup>1</sup> "In the Matter of Petitions for Limited Modification of LATA Boundaries to Provide Expanded Local Calling Service (ECLS) at Various Locations", CC Docket No. 96-159, released July 15, 1997.

**Request for Limited Modification of LATA Boundaries to Provide ELCS From Bell Atlantic - Virginia's Cumberland Exchange to Central Telephone Company of Virginia's Prospect Exchange**

- (1) Type of Service  
Traditional Local Service, Non Optional ELCS
- (2) Direction of Service  
Two-way
- (3) Exchanges Involved  
ELCS from Bell Atlantic - Virginia's Cumberland exchange located in the Richmond, Virginia LATA to Central Telephone Company of Virginia's Prospect exchange located in the Lynchburg, Virginia LATA.
- (4) Name of Carriers  
Cumberland - Bell Atlantic - Virginia  
Prospect - Central Telephone Company of Virginia
- (5) State Commission Approval  
The Virginia State Corporation Commission issued a Final Order on August 25, 1997 approving ELCS for this route. A copy of the Final Order and Commission Staff Report is attached.
- (6) Number of Network Access Lines  
Cumberland Exchange - 2,042  
Prospect Exchange - 993
- (7) Usage Data  
Messages per main station per month  
Cumberland to Prospect - 0.24  
Prospect to Cumberland - 0.52  
  
Percent of subscribers making calls  
Cumberland to Prospect - Data not available  
Prospect to Cumberland - Data not available

(8) Poll Results

Cumberland to Prospect

Public notice was provided to Cumberland customers via newspaper display advertisement. No comments or requests for hearing were received.

Prospect to Cumberland

Sixty percent of those responding voted favorably.

ELCS Rate Increase - Cumberland

Residential

Flat Rate	\$0.07
Message Rate	\$0.05
Measured Rate	\$0.05
Exchange Only	\$0.06
Economy	\$0.03

Business

Flat Rate Line	\$0.28
Message Rate Line	\$0.06
Measured Rate Line	\$0.06
Flat PBX Trunk	\$0.44
Message PBX Trunk	\$0.06
Measured PBX Trunk	\$0.06

ELCS Rate Increase - Prospect

Residential

Flat Rate, Single Party	\$1.79
Flat Rate, Two Party	\$1.53
Flat Rate, Four Party	\$1.67

Business

Flat Rate, Single Party	\$3.50
Flat Rate, Two Party	\$3.10
Flat Rate, Four Party	\$3.26
Flat Rate, Key	\$5.32
Flat Rate PBX Trunk	\$7.11

(9) Community of Interest Statement

The ELCS process started with a petition from the Prospect exchange subscribers for local calling to a number of exchanges surrounding Farmville. Cumberland was one of those exchanges. Farmville is the regional commercial, medical, transportation and educational center for the area. As the area grows there is an increasing commonality among these outlying exchanges. The Cumberland exchange is located in Cumberland County and the Prospect exchange in Prince Edward County. Almost half of the out-commuters from Cumberland County work in Prince Edward County. Almost 37% of the in-commuters to Cumberland County come from Prince Edward County. Since these exchanges are only 8 miles apart, there is sure to be family interests between the two exchanges as well. The survey of Prospect subscribers indicated a significant interest in calling to Cumberland and the public notice to Cumberland customers generated no adverse responses.

(10) Maps

Maps are attached for the Cumberland, Farmville and Prospect exchanges.

(11) Other Pertinent Information

Chronology

On May 15, 1995, Central Telephone Company of Virginia's ("Centel") subscribers petitioned the Virginia State Corporation Commission for Extended Local Calling Service (ELCS) to Bell Atlantic - Virginia's Cumberland exchange. The Commission directed Centel to determine the change in monthly rates to provide ELCS from Prospect to Cumberland and several other Centel exchanges. Centel surveyed all of its Prospect subscribers regarding their willingness to pay the additional rates. Sixty percent of the subscribers responding voted favorably.

The Commission then directed Bell Atlantic - Virginia to determine rates for ELCS from Cumberland to Prospect. Bell Atlantic - Virginia provided public notice via newspaper display advertising to its Cumberland subscribers. No comments or requests for a public hearing were received.

On August 25, 1997, the State Corporation Commission issued a Final Order approving Extended Local Calling Service between Cumberland and Prospect.

Virginia State Code, Section 56-484.2

This section of the Virginia State Code allows customers to petition the State Corporation Commission for ELCS to an exchange which is adjacent to their local service area (local calling area). A copy of this section is attached. Prospect's local service area includes the Farmville exchange. The Farmville exchange is adjacent to the Cumberland exchange. The LATA boundary between the Richmond and Lynchburg LATA's is the boundary between the Cumberland and Farmville exchanges. InterLATA ELCS was approved between Cumberland and Farmville by the United States District Court, Washington, D.C. on September 7, 1993.

Attachments

Virginia State Corporation Commission Public Notice Report of Alan R. Wickham in Case No. PUC960127

Virginia State Corporation Commission Final Order in Case No. PUC960127

Virginia State Corporation Commission Public Notice Report of Alan R. Wickham in Case No. PUC970031

Virginia State Corporation Commission Final Order in Case No. PUC970031

Map of the Cumberland exchange

Map of the Farmville exchange

Map of the Prospect exchange

Virginia LATA map

Virginia State Code, Section 56-484.2

Order allowing ELCS between Cumberland and Farmville dated September 7, 1993

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COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION  
DIVISION OF COMMUNICATIONS

PUBLIC NOTICE REPORT OF  
ALAN R. WICKHAM

PUC960127

APPLICATION OF BELL ATLANTIC - VIRGINIA, INC.  
TO IMPLEMENT EXTENDED LOCAL SERVICE  
FROM ITS CUMBERLAND EXCHANGE INTO  
CENTRAL TELEPHONE COMPANY OF VIRGINIA'S  
PROSPECT EXCHANGE

January 17, 1997

**APPLICATION OF BELL ATLANTIC - VIRGINIA, INC.  
TO IMPLEMENT EXTENDED LOCAL SERVICE  
FROM ITS CUMBERLAND EXCHANGE INTO  
CENTRAL TELEPHONE COMPANY OF  
VIRGINIA'S PROSPECT EXCHANGE**

**CASE NO. PUC960127**

**BACKGROUND**

Central Telephone Company of Virginia (Centel) surveyed its Prospect exchange customers for Extended Local Service (ELS) into the Arvonias, Buckingham, Crewe, Cumberland, Dillwyn, Keysville and Burkeville exchanges in response to a customer petition filed pursuant to Virginia Code Section 56-484.2. ELS is flat rate two-way calling between two or more exchanges on a seven digit dialing basis. The result of the poll was as follows:

Total Ballots Mailed	959
Customers Responding	391 (40.8%)
Number of Responses:	
Yes	235 (60.1%)
No	156 (39.9%)

The proposal for ELS from the Prospect exchange into the exchanges mentioned above met the polling requirements of § 56-484.2.

On September 13, 1996, BA-VA filed an application pursuant to provisions of § 56-484.2 proposing to notify its Cumberland exchange subscribers of the increases in monthly rates that would be necessary for extending their local service to include the Prospect exchange.

The Commission entered an Order Prescribing Notice of the application on November 6, 1996. The Company was ordered to publish notice in newspapers of

general circulation in the Cumberland exchange. A poll was not required because the proposed rate increase for one-party residential customers does not exceed five percent of the existing one-party monthly rate. Affected telephone customers were given until December 30, 1996 to file comments or request a hearing on the proposal.

On December 17, 1996, BA-VA filed proof of notice as required by the Commission's Order of November 6, 1996. Notice was published twice as display advertising in The Farmville Herald and in the Richmond Times - Dispatch. No comments or requests for a hearing were received in this Case.

### **PROPOSED RATE INCREASES**

Under this proposal monthly rates in the Cumberland exchange would increase as follows: flat rate residential service, \$0.07; residential exchange only service, \$0.06; residential message rate or measured service, \$0.05; residential economy service, \$0.03; business flat rate service, \$0.28; business message rate or measured rate lines or trunks, \$0.06; flat rate PBX trunks, \$0.44; and semi-public coin service, \$0.16.

### **RECOMMENDATION**

No further action should be taken in this Case until the public notice period ends on February 10, 1997, in GTE South's Keysville exchange (Case No. PUC960138).



## STATE CORPORATION COMMISSION

970830097

AT RICHMOND, AUGUST 25, 1997

APPLICATION OF

BELL ATLANTIC-VIRGINIA, INC.

CASE NO. PUC960127

To implement extended local  
service from its Cumberland  
exchange to Central Telephone  
Company of Virginia's Prospect  
exchange

FINAL ORDER

On September 13, 1996, Bell Atlantic-Virginia, Inc. ("BA-VA" or "the Company") filed an application with the State Corporation Commission ("Commission") pursuant to the provisions of Va. Code § 56-484.2. BA-VA proposed to notify its Cumberland exchange subscribers of the increases in monthly rates that would be necessary to extend their local service to include the Prospect exchange of the Central Telephone Company of Virginia ("Central"). Customers in the Prospect exchange had previously petitioned the Commission for local calling to Cumberland. In a poll conducted in response to the petition, a majority of Prospect customers supported paying higher rates for local calling to Cumberland. A poll of Cumberland subscribers in response to this application was not required under Va. Code

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STATE CORPORATION COMMISSION

§ 56-484.2(A) because the proposed rate increase does not exceed 5% of the existing monthly one-party residential rate.

By order dated November 6, 1996, the Commission directed BA-VA to publish notice of the proposed increase. Affected telephone customers were given until December 30, 1997, to file comments or request a hearing on the proposal. No comments or requests for hearing were received. On December 17, 1996 BA-VA filed proof of notice as required by the Commission's November 6, 1996, order.

On January 17, 1997, the Commission's Staff submitted its report regarding the Company's application. At that time, Staff recommended that no further action should be taken in this case until the public notice period ended on February 10, 1997 in GTE South's application for extended local service ("ELS") from its Keysville exchange to Centel's Prospect exchange (Case No. PUC960138). The Prospect customers' petition for ELS to Keysville and Cumberland also included petitions for local calling to five other exchanges, including the Arvonias exchange. Telephone customers in the Arvonias exchange, however, voted against ELS to Prospect in a poll conducted last year. For this reason, no further action was taken in this case until Prospect customers could be given notice and opportunity to comment on ELS

at slightly lower rates to the six exchanges including Cumberland, but excluding Arvonnia.

Centel provided such notice to its customers in the Prospect exchange pursuant to Commission order dated May 20, 1997, in Case No. PUC970031. Centel filed proof of its notice on July 25, 1997. Prospect customers were given until July 30, 1997, to file comments or request a hearing. One comment supporting the revised ELS proposal was received. Staff filed a report in Case No. PUC970031 on August 13, 1997, recommending approval of Centel's application to expand the local calling area of its Prospect exchange. Accordingly,

IT IS THEREFORE ORDERED THAT:

(1) The proposed extension of local service from BA-VA's Cumberland exchange to Centel's Prospect exchange shall be implemented in a manner suitable to the two companies.

(2) The two companies shall implement the tariff revisions necessary for the proposed extension of local service.

(3) There being nothing further to come before the Commission, this docket is closed and the papers filed herein shall be placed in the file for ended causes.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: Warner F. Brundage, Jr., Esquire, Vice President,

General Counsel, and Secretary, Bell Atlantic-Virginia, Inc.,  
600 East Main Street, 24th Floor, Richmond, Virginia 23219;  
James B. Wright, Esquire, Senior Attorney, Central Telephone  
Company of Virginia, 14111 Capital Boulevard, Wake Forest, North  
Carolina 27587-5900; Thomas B. Nicholson, Senior Assistant  
Attorney General, Division of Consumer Counsel, Office of  
Attorney General, 900 East Main Street, Richmond, Virginia 23219;  
and the Commission's Division of Communications.

A True Copy  
Teste:

*William J. Bridge*

Clerk of the  
State Corporation Commission

**COMMONWEALTH OF VIRGINIA**  
**STATE CORPORATION COMMISSION**  
**DIVISION OF COMMUNICATIONS**

**PUBLIC NOTICE REPORT OF**  
**ALAN R. WICKHAM**

**PUC970031**

**APPLICATION OF CENTRAL TELEPHONE COMPANY OF VIRGINIA**  
**FOR AUTHORITY TO PROVIDE NOTICE TO**  
**ITS PROSPECT CUSTOMERS OF A REVISED**  
**EXTENDED LOCAL SERVICE PROPOSAL**

**August 13, 1997**

**APPLICATION OF CENTRAL TELEPHONE COMPANY OF VIRGINIA  
FOR AUTHORITY TO PROVIDE NOTICE TO  
ITS PROSPECT CUSTOMERS OF A REVISED  
EXTENDED LOCAL SERVICE PROPOSAL**

**CASE NO. PUC970031**

On March 24, 1997, Central Telephone Company of Virginia (Centel) filed an application requesting approval to provide public notice to its Prospect exchange customers of a revised Extended Local Service (ELS) proposal.

An Order Prescribing Notice was entered on May 20, 1997. The Order provided the following detailed background of events leading to Centel's application:

On May 15, 1995, telephone subscribers in Central Telephone Company of Virginia's Prospect exchange petitioned the Virginia State Corporation Commission ("Commission") for local calling to Arvonias, Buckingham, Crewe, Cumberland, Dillwyn, Keysville, and Burkeville.

The Prospect customers were polled regarding their willingness to pay an increase in monthly rates for local calling to Arvonias, Buckingham, Crewe, Cumberland, Dillwyn, Keysville, and Burkeville. This survey passed with 60 percent favoring the increased local calling area.

Cost studies were then completed for the exchanges calling back to Prospect. On May 10, 1996, Arvonias customers were polled regarding their willingness to pay an increase in monthly rates for local calling to Prospect. The survey failed with 65 percent voting against the expanded local calling area proposal.

Buckingham customers were provided with public notice and given until December 30, 1996, to file comments or request a hearing on the proposal. No comments or requests for a hearing were received.

The remainder of the Centel exchanges (Crewe, Dillwyn, and Burkeville) will not experience an initial rate increase from the expansion of the local calling area and were not required to receive public notice in this case. Centel will notify these customers of the expansion of their calling area via bill message if the proposal is approved.

Bell Atlantic customers in the Cumberland exchange were provided with public notice and given until December 30, 1996, to file comments or request a hearing on the proposal. No comments or requests for a hearing were received.

GTE customers in the Keysville exchange were provided with public notice and given until February 10, 1997, to file comments or request a hearing on the proposal. One comment was received favoring the proposal.

As a result of the Arvonja customers rejecting the proposal, the proposed monthly rate changes for the Prospect customers to call the remainder of the exchanges (Buckingham, Crewe, Cumberland, Dillwyn, Keysville, and Burkeville) would decrease. Centel has provided the Commission Staff with a revised cost study reflecting this.

Centel believes it is appropriate to reaffirm the interest of the original proposal without the inclusion of calling to the Arvonja exchange. Centel is requesting that the public notice be provided to the Prospect customers stating that the Arvonja customers voted down calling to Prospect, that the earlier ELS proposal will be modified to remove Arvonja, and that the rates will be reduced to reflect this change.

Centel was ordered to publish notice of the revised ELS proposal in newspapers of general circulation in Prospect. Affected customers were given until July 30, 1997, to file comments or request a hearing on the proposal. One comment favoring the proposal was received.

On July 25, 1997, Centel filed proof of notice as required by the Commission's Order of May 20, 1997. Notice was published twice in the Farmville Herald.

### PROPOSED RATE INCREASES

Under the revised proposal monthly rates in the Prospect exchange would increase as follows: flat rate single-party residential service, \$1.79; flat rate two-party residential service, \$1.53; flat rate four-party residential service, \$1.67; residential Optional Local Calling Plan service, \$1.78; flat rate single-party business service, \$3.50; flat rate two-party business service, \$3.10; flat rate four-party business service, \$3.26; flat rate key, data, or Centrex key trunk, \$5.32; flat rate PBX or Centrex PBX trunk, \$7.11; and customer owned coin or semi-public coin service, \$3.50.

### RECOMMENDATION

Approval of Centel's application to expand the local calling area of its Prospect exchange to include the Buckingham, Burkeville, Crewe, Cumberland, Dillwyn and Keysville exchanges is recommended.



STATE CORPORATION COMMISSION

970830094

AT RICHMOND, AUGUST 25, 1997

APPLICATION OF

CENTRAL TELEPHONE COMPANY  
OF VIRGINIA

CASE NO. PUC970031

For authority to provide  
Notice to its Prospect  
Customers of revised  
ELS Proposal

FINAL ORDER

On May 15, 1995, telephone subscribers in Central Telephone Company of Virginia's ("Centel" or "the Company") Prospect exchange petitioned the Virginia State Corporation Commission ("Commission") for extended local service (ELS) to the Company's Arvonias, Buckingham, Crewe, Dillwyn, and Burkeville exchanges, the Cumberland exchange of Bell Atlantic-Virginia, Inc., and the Keysville exchange of GTE South, Inc.

The Prospect customers were polled regarding their willingness to pay an increase in monthly rates for local calling to Arvonias, Buckingham, Crewe, Dillwyn, Burkeville, Cumberland, and Keysville. This survey passed with 60 percent favoring the increased local calling area.

Cost studies were then completed for the exchange calling back to Prospect. On May 10, 1996, Arvonias customers were polled regarding their willingness to pay an increase in monthly rates

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for local calling to Prospect. The survey failed with 65 percent voting against the expanded local calling area proposal.

Buckingham customers were provided with public notice and given until December 30, 1996, to file comments or request a hearing on the proposal. No comments or requests for a hearing were received.

The remainder of the Centel exchanges (Crewe, Dillwyn, and Burkeville) will not experience an initial rate increase from the expansion of the local calling area and were not required to receive public notice in this case. Centel will notify these customers of the expansion of their calling area via bill message if the proposal is approved.

Bell Atlantic customers in the Cumberland exchange were provided with public notice and given until December 30, 1996, to file comments or request a hearing on the proposal. No comments or requests for a hearing were received.

GTE customers in the Keysville exchange were provided with public notice and given until February 10, 1997, to file comments or request a hearing on the proposal. One comment was received favoring the proposal.

As a result of the Arvonias customers rejecting the proposal, the proposed monthly rate changes for the Prospect customers to

call the remainder of the exchanges (Buckingham, Crewe, Cumberland, Dillwyn, Keysville, and Burkeville) would decrease. Centel provided the Commission Staff with a revised cost study reflecting this.

Centel filed an application March 24, 1997, for authority to provide notice to its Prospect exchange customers of the revised ELS proposal with the removal of Arvonnia and the resulting change in rates.

By order of May 20, 1997, the Commission directed Centel to publish notice of the revised ELS proposal in the Prospect area. Comments or requests for hearing were due by July 30, 1997.

On August 13, 1997, the Division of Communications filed its report. The Staff noted that Centel provided proof of notice on July 25, 1997, and that one customer comment favoring the proposal was received. The Staff Report recommends approval of Centel's proposal to extend the local calling area of its Prospect exchange to include the Buckingham, Crewe, Dillwyn, Burkeville, Cumberland, and Keysville exchanges.

Accordingly, IT IS ORDERED THAT:

(1) The proposed extension of local service from Centel's Prospect exchange to its Buckingham, Crewe, Dillwyn, and Burkeville exchanges; to Bell Atlantic's Cumberland exchange; and

to GTE's Keysville exchange shall be implemented in a manner suitable to the companies.

(2) The companies shall implement the tariff revisions necessary for the proposed extension of local service.

(3) There being nothing further to come before the Commission, this docket is closed and the papers filed herein shall be placed in the file for ended causes.

AN ATTESTED COPY hereof shall be sent by the Clerk of the Commission to: James B. Wright, Esquire, Central Telephone Company of Virginia, 14111 Capital Blvd., Wake Forest, North Carolina 27587; Joe W. Foster, Esquire, GTE Service Corporation, 4100 N. Roxboro Road, Durham, North Carolina 27702; Richard D. Gary, Esquire, Hunton & Williams, Riverfront Plaza, East Tower, 951 East Byrd Street, Richmond, Virginia 23219-4074; Stephen C. Spencer, Regional Director, External Affairs, GTE South, One James Center, 1602, 901 East Cary Street, Richmond, Virginia 23219; Warner F. Brundage Jr., Esquire, Bell Atlantic-Virginia, Inc., P.O. Box 27241, Richmond, Virginia 23261; Thomas B. Nicholson, Esquire, Office of the Attorney General, 900 East Main Street, Richmond, Virginia 23219 and the Commission's Division of Communications.

A True Copy  
Teste:

*William J. Bridge*

Clerk of the  
State Corporation Commission

DOCUMENT OFF-LINE

This page has been substituted for one of the following:

- o An oversize page or document (such as a map) which was too large to be scanned into the RIPS system.

- o Microfilm, microform, certain photographs or videotape.

- o Other materials which, for one reason or another, could not be scanned into the RIPS system.

The actual document, page(s) or materials may be reviewed by contacting an Information Technician. Please note the applicable docket or rulemaking number, document type and any other relevant information about the document in order to ensure speedy retrieval by the Information Technician.

*Four maps.*

## ARTICLE 4.

## Extension and Reduction of Telephone Service

## § 56-484.2. Extension or reduction upon poll of certain subscribers.

— A. Upon petition of five percent but in no case less than twenty-five of the subscribers in an established telephone exchange for an extension or reduction of their local service area to include or exclude a contiguous local exchange or exchanges, or upon resolution of the governing body of a county for a countywide local service area, the Commission shall estimate the approximate change in the monthly rate for service which will result from such extension or reduction. In the case of a governing body resolution for countywide calling, the Commission, prior to estimating the approximate rate change, shall determine which exchanges within the county have a community of interest calling percentage that is fifty percent or greater in at least one direction to at least one other exchange within the county. The Commission shall then undertake to estimate the approximate change in the monthly rate for service that will result from such expanded local calling area for each such exchange. The Commission shall order the affected company or companies to poll those subscribers whose monthly rate for service would change if the proposed changes were adopted. However, polls shall not be required in the exchange or exchanges to which the petitioners desire an extension of local service if (i) any resulting rate increases in any twelve-month period do not, in the aggregate, exceed five percent of the existing monthly one-party residential flat rate service for the affected exchange to which the petitioners desire an extension of local service or (ii) any resulting rate increases in any twelve-month period, in the aggregate, exceed five percent solely due to rate regrouping. No more than one petition for a poll from the same group of subscribers or resolution from the governing body of a county shall be considered by the Commission during any three-year period. For purposes of determining the exchanges that will be polled pursuant to this subsection, "*community of interest calling percentage*" means the percentage of customers in an exchange that make one or more calls per month to another exchange within the county.

B. If a poll is required pursuant to subsection A and a majority of the subscribers are in favor of the proposed change, or if the Commission determines that a majority of subscribers voting are in favor of the proposed change, the Commission shall order the extension or reduction of their local service area. For the purposes of this section, the number of subscribers in an established telephone exchange shall be deemed to be the number of subscribers in an exchange as of January 1 of the calendar year when the petition is submitted to the Commission. Ballots polling subscribers on a proposed change in local service area shall be counted sixty days after being mailed and the results certified to the Commission.

C. If a poll is not required pursuant to subsection A, the Commission shall require notice to customers in exchanges in which polls are not required and shall convene a hearing on the proposed extension or reduction of the local calling area if the lesser of five percent or 150 of the customers within such exchanges request a hearing. The Commission may convene a hearing under this subsection on its own motion without regard to the number of customers who request a hearing.

D. Where the governing body of a county passes a resolution for a countywide local service area under subsection A and the poll for such service is defeated, the governing body shall reimburse the affected company or companies for the costs of the poll.

E. The Commission shall give the highest priority to petitions or resolutions presented under subsection A that involve exchanges in rural areas. (1976, c. 265; 1978, c. 232; 1985, c. 382; 1990, c. 339; 1993, c. 974; 1994, cc. 180, 347; 1995, c. 466.)

The 1994 amendments. — The 1994 amendment by c. 180, deleted the former next-to-last sentence in subsection A, which provided: "If subscriber polls are not required, the Commission shall proceed pursuant to the provisions of § 56-237.2"; and added subsection C.

1994 amendment by c. 347, in the first sentence of subsection B, deleted "that more than fifty percent of the subscribers have voted in the pool and" following "determines," and substituted "subscribers" for "those."

The 1995 amendment, in subsection A, inserted "or upon resolution of the governing body of a county for a countywide local service area" in the first sentence; added the present second and third sentences; inserted "or resolution from the governing body of a county" in the present sixth sentence, and added the seventh sentence; and added subsections D and E.

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

Rosan  
Dick  
Saunery  
Vaddait  
Cuff

UNITED STATES OF AMERICA,

Plaintiff,

v.

WESTERN ELECTRIC COMPANY,  
INC., and AMERICAN TELEPHONE  
AND TELEGRAPH COMPANY,

Defendants.

Civil Action No. 82-0192 REG

FILED

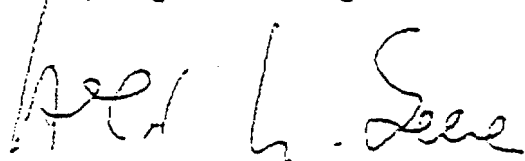
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ORDER

CLERK, U.S. DISTRICT COURT  
DISTRICT OF COLUMBIA

Upon consideration of the motion filed by the United States on August 18, 1993, to permit the Chesapeake and Potomac Telephone Company of Virginia to establish interLATA non-optional Extended Local Service between the Cumberland and Farmville, Virginia exchanges, and noting no objection thereto, it is hereby

ORDERED that the motion is granted and that Chesapeake and Potomac Telephone Company of Virginia may establish interLATA non-optional Extended Local Service between the Cumberland and Farmville, Virginia exchanges.



Harold H. Greene  
United States District Judge

Dated: September 7, 1993